April 12, 2022, Minute Order re: Motion to Withdraw

Case 2:14-cv-03053-MWF-AFM Document 970 Filed 04/14/22 Page 1 of 8 Page ID #:29739

- 1		
1	(Counter Defendant)	
2	(Counter Defendant)	
3	Bakersfield Surgery Institute, LLC (Counter Defendant)	
4	(Counter Dejendant)	
5	Bakersfield Surgery Institute, LLC (Plaintiff)	
6		
7 8	Beverly Hills Surgery Center LLC (Counter Defendant)	
9		
10	CIRO Surgery Center, LLC (Counter Defendant)	
11		
12	East Bay Ambulatory Surgery Center, LLC (Counter Defendant)	
13		
14 15	Independent Medical Services, Inc. (Counter Defendant)	
16 17	Independent Medical Services, Inc. (Plaintiff)	
18 19	Modern Institute of Plastic Surgery & Antiaging, Inc. (Counter Defendant)	
20	Modern Institute of Plastic Surgery & Antiaging, Inc.	
21	(Plaintiff)	
22	New Life Surgery Center, LLC	
23	(Counter Defendant)	
24	N. I.C. Common Conton II C	
25	New Life Surgery Center, LLC (Plaintiff)	
26		
27	Orange Grove Surgery Center, LLC (Counter Defendant)	
28		

1	Orange Grove Surgery Center, LLC	
2	(Plaintiff)	
3	Palmdale Ambulatory Surgery Center, a medical corporation	
4	(Counter Defendant)	
5		
6	Property Care Insurance, Inc. (Counter Defendant)	
7	(Counter Bejermann)	
8	San Diego Ambulatory Surgery Center, LLC (Counter Defendant)	
9		
10	San Diego Ambulatory Surgery Center, LLC (Plaintiff)	
11		
12	Skin Cancer & Reconstructive Surgery Specialists of Beverly Hills, Inc. (Counter Defendant)	
13		
14	Skin Cancer & Reconstructive Surgery Specialists of Beverly Hills, Inc. (Plaintiff)	
15		
16		
17	Skin Cancer & Reconstructive Surgery Specialists of West Hills, Inc. (Counter Defendant)	
18	보니 (Table 1987) 이 10 10 10 10 10 12 20 20 20 20 20 20 20 20 20 20 20 20 20	
19	Surgery Center Management (Counter Defendant)	
20	(Counter Defendant)	
21	Top Surgeons LLC Nevada	
22	(Counter Defendant)	
23	Top Surgeons, LLC (Counter Defendant)	
24		
25		
26	Valencia Ambulatory Surgery Center, LLC (Counter Defendant)	
27		
28	Valencia Ambulatory Surgery Center, LLC (Plaintiff)	

1 Valley Surgical Center, LLC 2 (Counter Defendant) 3 West Hills Surgery Center, LLC 4 (Counter Defendant) 5 West Hills Surgery Center, LLC 6 (Plaintiff) 7 8 Woodlake Ambulatory (Counter Defendant) 9 10 **Cindy Omidi** (Counter Defendant) 11 12 Michael Omidi, M.D. (Counter Defendant) 13 14 DEVIDA, USA, LLC 15 9107 WILSHIRE BL STE 450 **BEVERLY HILLS, CA 90210** 16 (Counter Defendant) **17** Almont Ambulatory Surgery Center, LLC 18 (Counter Defendant) 19 1800 Get Thin, LLC 20 (Counter Defendant) 21 22 23 24 25 26 27 28

Mr. Welden moves to withdraw as counsel of record and therefore, serves this Minute 1 order on the clients listed above: 2 4/12/22: MINUTE ORDER (IN CHAMBERS) ORDER VACATING HEARING ON WILLIAM 3 WELDEN'S MOTION TO WITHDRAW AS COUNSEL OF RECORD; ORDER REQUIRING PROOF OF SERVICE, STATUS REPORTS, AND INFORMATION [966] by Judge Michael W. 4 Fitzgerald. The Court is in receipt of William Welden's Motion to Withdraw as Counsel of 5 Record (the Motion), filed April 6, 2022. (Docket No. [966]). The Court notes that Mr. Welden inexplicably noticed the Motion for hearing on July 11, 2022. That hearing is 6 VACATED. The Court now ORDERS as follows: 1. No later than April 18, 2022, Mr. Welden shall serve a copy of this Order on every entity and party for whom he wishes to withdraw 7 from representation. 2. On or before May 6, 2022, any party who opposes the Motion shall file such Opposition. 3. If no Opposition is filed, on or before May 13, 2022, the 8 nonterminated attorneys of record are ORDERED to review the docketand for each party 9 currently represented by Mr. Welden, file confirmation that he or she continues to represent that party. 4. No later than May 27, 2022, following the filing of confirmation 10 from active counsel, Mr. Welden must file a report. 5. Alternatively, no later than May 27, 2022, new counsel may substitute in for any or all of the parties for whom Mr. Welden 11 seeks to withdraw. Upon the filing of proper proof of service and the information required herein, the Court will permit Mr. Welden to withdraw as counsel for every entity for whom 12 he has entered an appearance in this action. See minute order for details. (lom) 13 (See also Dkt. 969, attached.) 14 In addition to serving parties herein by ecf, I will separately serve the entities named 15 above, either corporations or LLCs, by serving their agent/manager Jamie Hidalgo at his 16 email address, known to me after working with him for two years. I will also serve the 17 entities' corporate attorney, Maureen Jaroscak, and the entities' Litigation Coordinator, 18 Brian Oxman, at their email addresses, both addresses known to me from interacting for 19 with them since about November 2019. I will serve Michael Omidi and Cindy Omidi by **20** email addresses that I will produce in camera but will otherwise respect their privacy. 21 22 I declare the foregoing to be true and correct under the penalty of perjury under the laws of 23 the United States. Executed on April 14, 2022, at Long Beach, California. 24 25 William Welden 26 27 William Welden, Declarant 28

UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No. CV 14-3053 MWF (AFMx)	Date: April 11, 2022			
Title: Almont Ambulatory Surgery Center, LL	C, et al. v. UnitedHealth Group, Inc., et al.			
Present: The Honorable: MICHAEL W. FITZGERALD, United States District Judge				
Rita Sanchez	Not Reported			
Deputy Clerk	Court Reporter / Recorder			
Attorneys Present for Plaintiffs: Not Present	Attorneys Present for Defendants: Not Present			
Proceedings: (IN CHAMBERS) ORDER VACATING HEARING ON WILLIAM				

Proceedings: (IN CHAMBERS) ORDER VACATING HEARING ON WILLIAM WELDEN'S MOTION TO WITHDRAW AS COUNSEL OF RECORD; ORDER REQUIRING PROOF OF SERVICE, STATUS REPORTS, AND INFORMATION [966]

The Court is in receipt of William Welden's Motion to Withdraw as Counsel of Record (the "Motion"), filed April 6, 2022. (Docket No. 966). The Court notes that Mr. Welden inexplicably noticed the Motion for hearing on July 11, 2022. That hearing is VACATED.

The Court now ORDERS as follows:

- 1. No later than **April 18, 2022**, Mr. Welden shall serve a copy of this Order on every entity and party for whom he wishes to withdraw from representation. Mr. Welden shall file proof of service of this Order, which shall reflect the name of the person served; the address where served, if by mail, and the email address where served, if by email. The email addresses for individual parties may be partially redacted.
- 2. On or before May 6, 2022, any party who opposes the Motion shall file such Opposition.
- 3. If no Opposition is filed, on or before May 13, 2022, the non-terminated attorneys of record are ORDERED to review the docket and for each party currently represented by Mr. Welden, file

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UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No. CV 14-3053 MWF (AFMx) Date: April 11, 2022

Title: Almont Ambulatory Surgery Center, LLC, et al. v. UnitedHealth Group, Inc., et al.

confirmation that he or she continues to represent that party. All active attorneys shall provide this information to the Court; failure to comply may result in sanctions.

- 4. No later than May 27, 2022, following the filing of confirmation from active counsel, Mr. Welden must file a report with:
 - An address and telephone number, and email address if available, for any individual party who will proceed pro se.
 - the contact names, addresses, telephone numbers and email addresses for all entity parties for whom he currently represents and for whom he is seeking to withdraw. As counsel knows, only individual parties may proceed pro se. Any entity must be represented by counsel. Even though this action is stayed, no entity party may be unrepresented.
- 5. Alternatively, no later than May 27, 2022, new counsel may substitute in for any or all of the parties for whom Mr. Welden seeks to withdraw.

The Court must be able to ascertain if an individual party will proceed with other counsel or pro se. If pro se, the Court must have the address, telephone number and email address for each pro se litigant.

The Court must also be able to ascertain if any entity party will not have representation. The Court will issue an Order to Show Cause requiring any unrepresented entity parties to retain counsel, or have their claims dismissed or have their Answers stricken and default entered, whichever is appropriate.

Upon the filing of proper proof of service and the information required herein, the Court will permit Mr. Welden to withdraw as counsel for every entity for whom he has entered an appearance in this action.

Initials of Preparer: RS/sim

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1 **CERTIFICATE OF SERVICE** 2 3 I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the 4 United States District Court for the Central District of California by using the CM/ECF 5 system. I certify that all participants in the case who are registered CM/ECF users will be 6 7 served by the CM/ECF system. I will serve the others as follows: 8 Jamie Hidalgo, agent for service of process/manager/CEO for the above-named entity parties at his email address of Jamievinton.hidalgo@gmail.com 10 Maureen Jaroscak, as corporate counsel for the above-named entity parties by email to 11 Maureen Jaroscak maureen jaroscak (a) gmail.com 12 Brian Oxman, as Litigation Coordinator for the above-named entity parties by email at 13 oxman2008@aol.com; 14 Michael Omidi MD and Cindy Omidi, at their email addresses, which I will produce in 15 camera if requested, at Omidi**@gmail.com and at ****cindy@yahoo.com 16 I declare under penalty of perjury under the laws of the United States of America that the 17 foregoing is true and correct and that this declaration was executed on April 14, 2022, at 18 19 Long Beach, California. 20 21 William Welden 22 William Welden 23 24 25 26 27 28